

MAY 28 2004

# PATENT AMENDMENT TRANSMITTAL

(Provisions of 37 CFR 1.136 Apply)

Application Number	09/977,435	Filing Date	October 15, 2001
Group Art Unit	1746	Examiner Name	Crepeau, Jonathan S.
Confirmation No.	3248	Attorney Docket No.	791_024 CON
Inventor(s)	Kenshin Kitoh and Hiroshi Nemoto		
Invention:	LITHIUM SECONDARY BATTERY		

Transmitted herewith is an Amendment in the above-identified application. The fee has been calculated as follows:

## CLAIMS AS AMENDED

(1)	(2) Claims Remaining After Amendment	(3)	(4) Highest Number Previously Paid	(5) No. of Extra Claims Present	(6) Rate (Large Entity)	(7) Additional Fee
TOTAL CLAIMS	3	MINUS	20	0	\$18.00	\$00.00
INDEP. CLAIMS	1	MINUS	3	0	\$86.00	\$00.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$00.00

## EXTENSION OF TERM

☒ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

☐ This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above-identified application. The requested extension and appropriate non-small entity fee are as follows:

- ☐ One Month (37 CFR 1.17(a)(1)) ..... \$110.00
- ☐ Two Month (37 CFR 1.17(a)(2)) ..... \$420.00
- ☐ Three Month (37 CFR 1.17(a)(3)) ..... \$950.00

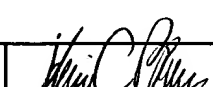
## TOTAL FEES DUE

☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount is reduced by one-half, and the resulting fee is:

## FEE PAYMENT

- ☒ No additional fee is required. ☐ A check in the amount of \$ is enclosed.
- ☐ Charge Deposit Account 50-1446 in the amount of \$ . Enclosed is a duplicate copy of this sheet.
- ☒ Please charge any fees which may be required, or credit any overpayment, to Deposit Account 50-1446.

### Submitted By:

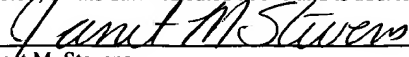
Name (Print Type)	Kevin C. Brown	Reg. No.	32,402	Customer No.	025191
		Telephone	(315) 233-8300	Facsimile	(315) 233-8320
Signature				Date	May 28, 2004

## EXPRESS MAIL CERTIFICATE

"Express Mail" label number EV 37308 4129 US

Date of Deposit: May 28, 2004

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10, on the date indicated above and is addressed to the Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
Janet M. Stevens



Practitioner's Docket No.: 791\_024 CON

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the application of:        Kenshin Kitoh and Hiroshi Nemoto

Ser. No.: 09/977,435

Group Art Unit: 1746

Filed: October 15, 2001

Examiner: Crepeau, Jonathan S.

Confirmation No.: 3248

For:    LITHIUM SECONDARY BATTERY

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 addressed to **Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450** on *May 28, 2004* under "EXPRESS MAIL" mailing label number **EV 37308 4129 US**.

*Janet M. Stevens*  
Janet M. Stevens

**AMENDMENT**

Sir:

In response to the Office Action mailed March 31, 2004, please amend the above-identified application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 4 of this paper.